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WAR MEASURES; NO CLASH YET

RUSSIAN REPLY STILL AWAITED AT TOKIO.

Correspondent of the "Telegraph" in St. Petersburg Declares That It Will Have Peaceful Effect-Japan Puts War Rules on Cables and Is Getting More Transports-The Russian Fleet's Return.

Spec at Cable Despatch to THE SUN. LONDON, Feb. 6 .- So far as known there has been no definite development in the Far Eastern situation. Practically the only important item from the East is the return of the Russian squadron to Port Arthur. The vessels are reported from different sources to have been seen cruising of the Shantung promontory on Thursday. There are twenty-six vessels in the feet and all were cleared for action.

It was said at the Japanese Legation last evening that nothing was known there, except from the newspapers, concerning the sending of Russia's reply to Admiral Alexieff, Viceroy of the Far East.

The St. Petersburg correspondent of the Telegraph says he learns that the reply is carefully and courteously worded. It was telegraphed to Baron de Rosen, the Russian Minister at Tokio, on Wednesday. Its length can be estimated by the fact that its transmission cost 2,300 rubles.

It embodies proposals representing the atmost that Russia can offer, but is highly calculated to satisfy the demands contained in Japan's last note. The opinion prevails that it will constitute the basis for a settlement, and consequently there is again a feeling of optimism among political men and financiers. The Bourse was quiet on Friday, tending to firmness.

On the other hand, Bennett Burleigh, correspondent of the Telegraph at Tokio, wires that war is now inevitable.

The Daily Graphic reaffirms, despite denials, its gloomy information, which it lately published conspicuously.

Another despatch from St. Petersburg quotes a diplomat of importance as saying hat Russia cannot agree to Japanese fortifications in southern Corea, and that this is a difficult point in the negotiations. Ho also said:

"If Japan is sincerely desirous of avoiding war it will find in the reply a basis for an arrangement. But if the authorities have made up their minds to remain unvielding, the negotiations must end in an impasse. In any event, I do not see how Japan can break off negotiations without replying to the Russian note and setting forth her minimum demands."

Some excitement was caused in London during the day by a despatch from the dar's correspondent at Tientsin, saying that a private despatch from Nagasaki asserted that war had already been declared. It received no confirmation.

A news agency despatch states that it is rumored at Port Arthur that the Japanese fleet, numbering sixty ships, is cruising

At a meeting of the French Council of Ministers yesterday M. Delcassé, Minister of Foreign Affairs, made a reassuring statement as to the Russo-Japanese situa-

The St. Petersburg correspondent of the Daily Mail says that the Government is not so unfavorably situated financially as has been said. The gold reserve is much larger than was supposed. A despatch from Tokio says applications

for permission to contribute to the war fund continue to be received. The amount already offered exceeds 2,000,000 yen. Stocks continue exceedingly low.

The Times prints prominently a despatch sent from Tokio last evening saying that the situation is now regarded as hopeless. A Moscow despatch to the Times says that a Russian officer, who was lately in the Far East, asserts that the Russian Pacific squadron possesses at least two submarine boats that were constructed at a Black Sea port and shipped in sections to Port Arthur, where they were fitted. THE "TIMES" GIVES UP HOPE.

The Times says editorially there is reason to believe that all expectations of a peaceful settlement of the Russo-Japanese dispute must be abandoned.

RUSSIAN THREAT TO TAKE PEKIN? Czar's Minister Said to Have Filed Notice of Such a Plan.

Special Cable Despatch to THE SUN. From THE SUN Correspondent at Hong Kong. Hong Kong, Feb. 5.-The Russian Minister has informed the Chinese Grand Councillors that in the event of war Russia may be compelled to seize Tientsin and

Pekin, and that if China favors Japan she should consider the situation thoroughly before declaring her intentions. In consequence of this the Chinese Ministers fear that Russia will attack China first. Reliable native advices have been received here from Pekin to the effect that the Japanese Minister there has advised the Chinese Government that if it is determined

to maintain neutrality in the event of a Russian-Japanese war it must prepare measures to deal with any internal contingency that may arise, it being feared that if hostilities break out malcontent Chinese may start rebellions.

URGES ALLIANCE WITH JAPAN. Head of Chinese Army Sends a Petition

Special Cable Despatch to THE SUN SHANGHAI, Feb. 5 .- Yuan Shih-kai, Commander-in-Chief of the Chinese army and navy and vice-president of the Board of War, has memorialized the Throne, urgently insisting upon an offensive and defensive alliance with Japan, in order to regain Manchuria. He maintains that Japan s much better prepared for war than Russia and is the more disinterested of the two.

RUSSIAN ICE RAILROAD. Plan to Cut Out the Long Detour Around Lake Baikal.

Special Cable Despatch to THE SUN St. Petersburg, Feb. 5 .- Rails and other material for laying a track on the ice across Lake Baikal have been ordered. This line will cut out the long detour around the lake and will connect the Baikal and Tanchoi

stations of the Trans-Siberian Railway. It will be forty-five versts long.

A despatch to the Novoe Vremya from Vladivostok says that by order of the Japanese Consul over 1,000 Japanese girls have embarked for Japan. Three steamships are about to sail with Japanese families.

RUSSIA'S STAND ON TREATIES. Her Interests in Manchuria Must Not Be Prejudiced.

Special Cable Despatch to THE SUN. COLOGNE, Feb. 5.-The Cologne Gazette publishes a despatch from its correspondent in St. Petersburg, dated yesterday, which says that Russia is disposed to recognize treaties concluded by other States with China up to the time of the Russian occupation of Manchuria in 1900. But she is only disposed to recognize treaties concluded since then on condition that existing reaties between Russia and China and Russian interests in Manchuria shall be unprejudiced thereby.

The despatch adds that there are no facts to hand pointing to the imminence of war. The situation is regarded as very grave, though not as absolutely hopeless.

CALLS US THE REAL FOR. Russian Newspaper Continues Its Attacks on This Country.

Special Cable Despatch to THE SUN. St. Petersburg, Feb. 5 .- The Novoe Vremya continues its anti-American declamations. It says to-day that the United States is the real foe screened behind Japan. The British have assumed the task of betraying Europe by truckling to the United

It cites the speeches made at the Pilgrims' banquet as proofs of British servility. It adds

"When England has quite gone over to the United States the remainder of Europe | leans the market recovered 100 to 125 points will realize the urgency of united action against America.'

There is not the least sign of excitement n St. Petersburg, although there is no in the day except the further frightened doubt commercial and financial anxiety | tumbling out of the followers of the Sully regarding the future. Importers who are interests. The great decline in the market making contracts for the coming season started on Tuesday, when it was announced are covering themselves by insuring against | that Mr. Sully was going away on a vacation, | depreciation of the ruble. Private banks and Wall Street at once jumped to the conare taking these risks, which the State clusion that the interests he had repre-Bank is taking over at a slightly reduced sented had sold out. Yesterday

WAR RULES ON THE CABLES. Japan Prohibits Code-Messages From Here at Sender's Risk.

Special Cable Despatch to THE SUN Tokto, Feb. 5.- The telegraph administration has prohibited the transmission

chartered. Many have been secured al-

The Commercial Cable Company, which controls the cable between San Francisco and Manila, was advised yesterday from Manila that telegrams for Japan and Corea warious deliv could be accepted hereafter at sender's risk only. An officer of the company made the following statement:

"We have received no information as yet from Japan, but the statement which we july

received this morning that the company can no longer hold itself responsible for messages sent to Japan and Corea un-doubtedly indicates that the cable offices he military authorities and a censorship placed over all incoming as well as outgoing despatches. This is an extreme step and may be considered of great significance in

may be considered of great significance in view of to-day's reports that Japan has determined upon war. "The Commercial Cable Company does not send messages direct to Japan, but connects at Manila with the Eastern Extension Telegraph Company, a British con-cern, which runs from Manila to Shanghai. This in turn connects with the Great Northern Telegraph Company, a Danish corporation, which transmits the messages from Shanghai to their final destination in Corea or Japan. The despatch that we received this morning was sent to us by the ceived this morning was sent to us by the Eastern Extension Telegraph Company, which probably has been notified by the Great Northern company of the occupation

of the cable stations.

"The despatch cannot mean that any of the cables between Shanghai and Japan have been cut, for in that case the com-pany would know at once and would re-fuse to send any messages at all. It is possible that in the course of the day we may hear exactly what has happened, but until we do we cannot make a more definite statement."

When Vice-President Clarke of the Western Union Telegraph Company was told of the warning to the Commercial Cable Company he was much surprised, saying that no news of any such action had reached

him as yet.

"It may be a false alarm," he said, "you see, we have heard nothing of the matter as yet, nor has the Anglo-American Company, which cooperates with us."
"Any word that we may receive will come through the Eastern or the Great Northern Telegraph Company, over whose lines we send our despatches after they have crossed the Atlantic. Until notified otherwise by them we shall receive and despatch messages as heretofore. We are prepared

CLEARING A BATTLEGROUND, Japanese Called In From the Yalu District

of Corea. WASHINGTON, Feb. 5.—Several despatches concerning the Far Eastern situation reached the State Department to-day, and while no item was of great importance in itself, collectively they were significant in pointing to the idea that war is at hand. The most interesting information came from Mr. Allen, the United States Minister to Corea, who telegraphed that Japanese subjects had been called in from the Yalu region, which may be the principal battleground. Mr. Allen also said that active steps were being taken by him to protect American citizens in the interior of Corea,

but he did not say what these steps were. The Department also got a confirmation of the news that the Russian fleet under Admiral Stark had returned to Port Arthur and that cable companies would accept telegrams for Corea and Manchuria only at the sender's risk.

POUGHKEEPSIE, Feb. 5 .- Fire damaged the mansion of J. Ogden Mills at Staatsburg last night to the extent of \$20,000 or \$25,000. The gold room was charred and blackened, and paintings, draperies and furniture valued at many thousands of dollars were ruined.

Latest Marine Intelligence. Arrived: Ss Niagara, Tampico, Jan. 27. are made at the Farm, in Southboro, Mass. Their success is owing to the choice materials and the neatness and cleanliness of the preparation.—Adv.

SMASH GOES COTTON AGAIN

SULLY UNABLE TO STEM THE RUSH TO SELL.

Still Says Cotton Is a Purchase-He "Only Buys for Customers"-Going Away To-morrow to Enjoy Profits and Palm Beach_Coffee Down_Wheat Breaks

When for the fourth day this week prices on the New York Cotton Exchange went tumbling yesterday morning the crash in the market extended practically to panic conditions. Prices within a short time broke more than 150 points, and it looked for a moment as if there was no bottom to the market. The sellers of cotton sought buyers at any price.

The July delivery has been most prominent in the speculation. It had sold at the opening on a demand from bears who had gone short on Thursday and who wished to cover their contracts as high as 15.62 cents a pound, but on the break in the market it rushed down to 14.10 cents, a loss equalling \$7.60 a bale. Despatches from the New Orleans Cotton Exchange reported a great drop in the market there, the active deliveries falling 150 to 180 points in about an

On the local exchange there was intense excitement. The interests led by Daniel J Sully, who, up to Monday last, was the bull leader, came into the market at the low figures as heavy buyers and this resulted in a rally of a sensational character. July cotton jumped from 14.12 cents to 14.52 cents inside of two minutes, with the recovery later extending to about 110 points for the entire list. Mr. Sully was a personal buyer and bid for blocks of cotton in 5,000 and 10,000 bale lots. At New Or-

from its forenoon decline. There was no especial explanation for the tremendous smash in the market early Street construed that the buying that Mr. Sully did on the exchange did not necessarily mean the starting of a fresh buil campaign in cotton, but that it might merely represent purchases to cover short contracts, for it has been alleged that the Sully pool not only sold out, but went short heavily.

Excitement and sensationally wide fluc tration has prohibited the transmission of code messages. The operators are instructed to handle no messages unless they are written in Japanese, French, English or Portuguese.

The Government continues to bespeak merchantmen for use as transports, and has directed all ship agents to notify it of steamers arriving at the ports which may be chartered. Many have been secured al-

Nothing like the fluctuations this week as seen on the Cotton Exchange has ever occurred there before. This table gives an idea of the great decline in the market since the high points were touched by the various deliveries on Monday:

13.75 13.99

by Mr. Sully himself, who at the close of the day said:

"I am going to Palm Beach, Fla., tomorrow for two weeks. All I care to say about the market is that I believe cotton is a purchase at these figures and is going very much higher. I have not changed my views about it in the least."

Mr. Sully said it was true that he had been having cotton on the axchange dur-

Mr. Suny said it was true that he had been buying cotton on the exchange dur-ing the day. "I was buying it for custom-ers," he said gravely; "that is all we ever do. We don't operate for any one else." He declined to say anything further, though his questioner persisted in asking him whether by stating he had been buying for "customers" he did not mean a pool which he was the manager COFFEE DOWN AT NEW LEVELS.

Another big flood of selling swept over the Coffee Exchange at one time early yesterday, causing prices to drop to new low levels, 40 to 50 points under the opening figures. As on the Cotton Exchange there was a lot of covering at the start by bears who had sold on Thursday, but in the quick decline that followed the September decline that followed the September declines are as low as 6.80 cents a poundlivery got as low as 6.80 cents a pound, compared with 7.30 cents, the opening price, or 1/4 of a cent a pound loss.

At the low figure the decline from the high price of 9.10 cents reached on Monday amounted to 230 points. Later in the day the market steadied, closing with September at 7 cents. There was talk that the enormous selling of the last few days was about over and that because of

it the market was now again in a "healthy state."

PANICKY TIMES IN THE WHEAT PIT. There were more sensational fluctua-tions also in the grain markets. A short period of steadiness followed the open-ing, and then came a collapse in which May wheat on the Chicago Board of Trade tumbled 2½ cents in ten minutes and in the local market broke i cent. It was reported that the big Armour pool had again dumped a heavy volume of wheat, its sales being estimated at from four to five million

bushels.
Some reports had it that all the Armour holdings had been closed out. In Chicago May wheat, which had sold early in the day at 96 cents a bushel, broke to 93½ cents. On the Produce Exchange here the same delivery fell from 96% cents to 95½ cents. There was a rally, however, toward the close, Chicago May wheat ending at 95 cents, compared with 95% cents, Thursday's price, and New York May ending at 96% cents, compared with 96% cents at the close on Thursday. on Thursday.

Corn in both markets had a big smas

and a rally later.

New Orleans, La., Feb. 5.—The New Orleans Cotton Exchange saw the most panicky scenes since the future market was established. Enormous liquidation began soon after the opening and in a few minutes this selling had carried prices down from 152 to 180 points below the highest levels of the morning. Brokers went crazy in their efforts to get from under. They apparently cared little for what sacrifices they had to make so long as they disposed of the loads of long cotton they were carrying. and a rally later.

In the midst of the turmoil, W. P. Brown

mounted a chair at the side of the ring and, in spite of the turmoil, his voice was heard. He encouraged brokers to stand by one another and thus prevent almost certain ruin to scores of cotton houses. Then he began bidding for cotton and, with others, succeeded in preventing a further dealing began bidding for cotton and, with others, succeeded in preventing a further decline. Savannah, Ga., Feb. 5.—The business of the Savannah Cotton Exchange was brought to an abrupt stop this morning when the spot list was posted with prices omitted. The local merchants realized that there was no chance for the transaction of business with the markets in the present unsettled and panicky condition and prices all over the country fluctuating so violently and widely.

FOUR TRAINS BURIED IN SNOW. SHUT THE GRAND OPERA HOUSE Their Exact Location Is Not Known-Nearly

350 Persons on the Trains. UTICA. Feb. 5.-The two divisions of the

Rome, Watertown and Ogdensburg Railroad having their southern terminals in this city, are experiencing one of the worst tie-ups in their history, as a result of the flerce snowstorm and accompanying high wind which prevailed in northern New York for 36 hours ending this morning. Somewhere between stations on each of these two divisions are two passenger trains buried in the snow. Their exact location is unknown, because telegraphic communication along the line of the road penetrating the northern part of the State is entirely cut off or else so crippled that it is impossible to find the missing trains.

Both freight and passenger traffic on the Rome, Watertown and Ogdensburg spurs of the Central has been entirely suspended for twenty-four hours. Ploughs despatched to release stalled trains have themselves become buried in the snow, which is reported to be ten and twelve feet on the rails in some places. It is understood to-night that a rotary plough has succeeded in getting through the worst drifts in the vicinity of Camden, and that it is expected to open the Rome division through to Utica by to-morrow noon. The Black River division will also probably te able to handle traffic by to-morrow night.

It is estimated that on the four passenger trains of which no trace is at present obtainable there are nearly 350 persons.

BURGLAR IN HIS PRIVATE CAR. Stole Clothes of President Erwin of Atlantie Coast Line at Pistol's Point.

SAVANNAH, Ga., Feb. 5.- President Robert G. Erwin of the Atlantic Coast Line and his secretary, W. R. Sullivan, were robbed at the pistol's point in Mr. Erwin's private car early this morning. They were coming into Savannah on the Georgia Central.

At a station some miles out a negro bandit boarded the train. He managed to get into the car without waking the porter, and the first President Erwin and Secretary Sullivan knew of his presence was when, pulling two revolvers, he ordered them to keep cool and deliver the goods. They found themselves at the negro's mercy and allowed him to take their apparel and other personal effects.

As he turned to leave the car the negro woke the porter, who attacked him. A scuffle occurred, in which the robber shot the porter, though not seriously, and made his escape. The value of the haul is put at \$300.

When President Erwin and Mr. Sullivan reached Savannah they were forced to send

when President Erwin and Mr. Sullivan reached Savannah they were forced to send out and buy a full outfit before they could leave the car to get their breakfast.

A MENTAL SCIENCE BLONDE, Twas Thought, Not Perexide, That Gilded Mrs. Post's Tresses.

Jacksonville, Fla., Feb. 5.—Many witnesses were examined in the trial of Mrs. Helen W. Post, mental science healer, in the United States Court to-day. Witnesses for the defence testified to cures effected by Mrs. Post. Among the diseases alleged to have been cured were pneumonia, dysentery, liver complaint, Bright's disease, asthma, stomach troubles, fevers, catarrh and deafness. One man said that after curing him of Bright's disease she caused hair to grow on his bald head.

Mrs. Post went on the stand. She denied that her hair was dyed, saying that she changed it by a mental science process, as she advertised that she could do.

MOTHER RESCUES HER CHILDREN

MOTHER RESCUES HER CHILDREN**

**Tree that he hoped that there would be a matinée to-day and a performance to to-night.

Health Commissioner Darlington didn't get around to the Grand Opera House last night, but Dr. Bensel, the sanitary superintendent for this borough, did.

"You can say positively," said Dr. Bensel, "that I don't think there is the dightest possibility of this theatre being opened to-morrow. It won't be opened either until the repairs are made."

Dr. Bensel and an inspector from the Fire and Building departments went to the Princess to see how the repairs well advanced. The investigators we so so well satisfied that they called the Mayor on the telephone and asked him to permit the theatre can open when all the Mayor's response.

The changes in the Princess, Madison Square and Vaudeville theatres, Hurtig & Seamon's Music Hall and the theatre of Huber's Museum are being made as rapidly as possible. The managers of these houses don't know when they will be able to reopen. If they are kept closed until they comply with every demand at least two of the theatres will be dark for several week Rumors circulated around the Cotton
Exchange yesterday that in view of the
excited condition of the market Mr. Sully
had decided to postpone his vacation and
not go away after all. These were killed
by Mr. Sully himself, who at the close
of the day said:

Mrs. McKeon Carries Them From a Burning House and Then Faints.

Police Sergeant John J. McKeon's house at 2358 Lorillard place, in The Bronx, was burned last night. McKeon was on duty at the Alexander avenue station at the time. Mrs. McKeon was preparing to retire when she heard a crackling sound in the front room, where her children

Rusning there she found the entire room in flames. The children were partly overcome by smoke, but their mother carried them safely to the street. Then she fainted and was carried to the home of a neighbor. The nearest fire engine is situated balf a mile from the house, and when the firemen arrived the house had been entirely destroyed. The fire was

CONVICT MAKES \$40,000 IN COTTON

Missouri State Prison. St. Louis, Mo., Feb. 5.-Despatches from Jefferson City say that Alvin W. Towsley Lawrence, former clerk at the West End Hotel here, now a convict in the State Penitentiary for embezzlement, has just made \$40,000 by operations in the cotton market. Lawrence secretly placed \$1,000 with a Kansas City broker when he saw that the cotton boom was coming. On Monday he ordered his broker to "unload," his profits amounting to \$40,000. The next day "Cotton King" Sully unloaded and the

market broke. Lawrence is 28 years old. He was discharged by the proprietor of the West End Hotel on Feb. 19, 1993, and on the same day disappeared with \$1,590. He was captured at Los Angeles, brought back and sen-

COTTON BREAKS A PAWNBROKER. Leo Steiner's Liabilities Nearly Twice His Assets After a Dip in Speculation.

Speculation in cotton is given as the cause of the failure of Leo Steiner, a pawnbroker at 427 Third avenue, who filed a petition in bankruptcy yesterday. It is not often that a pawnbroker becomes a bankrupt. Steiner's is said to be only the second case in the trade under the present Bankruptcy He had been speculating in cotton since ast summer. His liabilities are \$31,477 for

borrowed money and jewelry; assets about \$19,264. He owes Regina Lambert, his mother-in-law, \$16,000 for money advanced Judge Holt of the United States Circuit Court appointed Edward S. Thomas receiver yesterday. The receiver can return property to customers on payment of the loans and can extend maturing loans in

ordance with the contract made by the

Manchester Cotton Market Exelted. Special Cable Despatch to THE SUN.

MANCHESTER, Feb. 5.—The fluctuations in the cotton market this afternoon created something like a panic. Cotton closed from 42 to 73 points down.

bankrupt.

TWENTY-FIVE POLICEMEN OUT TO SEE THAT IT CLOSED.

Management Were Selling Tickets at the Time-Hope to Open To-day, They Say-Not Much Chance, the Authorities Answer-Vain Plea for the Princess.

The six theatres that Mayor McClellan rdered closed on Thursday did not open heir doors last night. The Grand Opera House, where a performance was given Thursday night, was one of the six. When Mayor McClellan reached his office

resterday morning he was angry because his orders were disobeyed. He immediately set out to learn who was at fault After his investigation ended he was satisfied that the Eighth avenue playhouse had been allowed to open owing to a misunderstanding between the Health and Police Police Commissioner McAdoo told the Mayor that he had instructed Inspector

Cortright to have the captains send men to each of the six theatres to work with officers of the Health Department. Capt. Cottrell of the West Twentieth street station and several men waited at the Grand Opera House on Thursday evening, but they saw no health inspectors. Cottrell didn't feel like closing the theatre without some explicit orders. HealthCommissioner Darlington explained to the Mayor that notice to close had been

served on all six theatre managers. He took it for granted that the police knew that and would see that the notice was en-Before the Mayor left his office yesterday

he instructed Corporation Counsel Delany to bring suit against Manager Springer of the Grand Opera House for \$250. This is the penalty the charter provides for disobeying the orders of either the Health, Fire or Building departments. Manager Springer was in consultation

with his attorney most of the day and both said that they questioned the Mayor's power to close the theatre.

power to close the theatre.

Springer was so sure that his house would be open last night that tickets for the evening performance were sold all day at the box office.

"Commissioner McAdoo assures me that the Grand Opera House will be closed if it takes a thousand policemen to do it," said the Mayor.

It didn't take that number of the commissioner was the commissioner of the commiss

It didn't take that number of cope to do it, but there were twenty-five on hand. Of these, fifteen were from the sanitary squad and ten from Capt. Cottrell's station. A written order to close the theatre was served on Treasurer Douglass, who at once stopped elling tickets.

The twenty-five policemen filed into the

The twenty-five policemen filed into the lobby and by 8 o'clock a great many ticket holders appeared. No money was returned until Manager Springer gave the order and by that time there was a line of ticket holders running, out through the long lobby to Eighth avenue. Mr. Springer told reporters that he hoped that there would be a matine to-day and a performance to-night.

the theatres will be dark for several weeks.

The closing of the Vaudeville has kept Arnold Daly and his company hustling. On Thursday night they played "Candida" at Carnegie Lyceum and last night they gave a performance in the Strollers Club, at Madison avenue and Twenty-sixth street. Daly's company will play again at the Strollers to-night and will give a matinée to-day at Carnegie Lyceum. By Monday he hopes to be housed in some other theatre. Liebler & Co., managers of Kyrle Bellew Liebler & Co., managers of Kyrle Bellew and the "Raffles" company, announced yesterday that Bellew would play a week of one night stands next week and on Feb. 15 would come into the Savoy until March 20. This settles the assertions of Sydney Rosenfeld that his Century Stock Company had the Savoy. Mr. Rosenfeld said

Threat to Close Philadelphia Theatres. PHILADELPHIA, Feb. 5 .- The Theatre commission sent word to the Garrick Theatre to-night that it must complete the alterations ordered by Feb. 12 or the Mayor would close it. The commission sent the same word to the Academy of Music and the Grand Opera House, except that the date in their cases is Feb. 20.

LOST LIKE A COLLAR BUTTON. Wellington Wells's \$1,000 Diamond Drops

to the Floor and Rolls Away. BOSTON, Feb. 5. -- Wellington Wells, whose engagement to Miss Mary Drew, daughter of Justice Drew, was recently announced, has lost a diamond, an heirloom in the Wells family, worth \$1,000, which he was going to present to his fiance. Mr. Wells was lunching at the Hotel Touraine with some friends on Tuesday afternoon and he took the diamond out of his pocket to show it to them. It was unset. It dropped to the floor and bounded out of sight. The dining room was thoroughly searched, but the stone was not found.

FORTUNE FOR MRS. MAYBRICK. story That She'll Come Here to See About #300,000 in Coal Lands.

BIRMINGHAM, Ala., Feb. 5 .- A Birming-

ham attorney is said to be investigating interests in extensive coal properties in Franklin and other counties in northern Alabama which belong to Mrs. Florence Maybrick, who is to be released in July. According to statements made here Mrs. Maybrick will be met in New York on her arrival from England by relatives now iving in Atlanta, and will come direct to Birmingham to look after this coal property, valued at \$300,000 and left by her grandfather.

Ernest Crosby's \$50,000 Barn Burned. POUGHKEEPSIE, Feb. 5 .- A fire at Rhinebeck last night destroyed a handsome brick and stone barn on the property of Ernest Crosby, causing a loss of \$50,000.

THE HOT SPRINGS OF ARKANSAS. Owned by U. S. Government Ideal winter resort. Indorsed by Government for rheumatism and many other lils. Golf. 100 hotels of all grades. For complete information address Bureau of Information, Hot Springs, Ark.—Ade.

DOMINICANS KILL AMERICAN. Engineer of the Yankee Dead and a Marine

Special Cable Despatch to THE SUN. From THE SUN Correspondent at Santo Domingo. SANTO DOMINGO, Feb. 5.-An engineer of the United States cruiser Yankee has been killed by insurgents, and a marine has

been seriously injured. The shooting occurred as the launch of the Yankee was going ashore. The insurgents fired and a bullet struck J. C. Johnston, the engineer, in the eye, penetrating the brain and killing him instantly.

MAN KILLED BY BOXING DOG. Blow From an Angry Great Dane Crushed His Ribs.

PHILADELPHIA, Feb. 5 .- After training a Great Dane dog to fight like a man, Henry A. Thorne, who lived in East Rittenhouse street, Germantown, met death last Tuesday

as a consequence of his lessons to the beast, The dog had been taught by Thorne to stand on his hind legs and with extended paws lunge forward at his opponent, who put on boxing gloves and dealt blows at the beast in an effort to ward off the attacks.

Last Tuesday while the dog and Thorne were engaged in combat the dog became frenzied by a heavy blow dealt by Thorne and hurled himself with such tremendous force that several of Thorne's ribs were broken and his lungs were punctured. He died in a short time.

CANAL TREATY IN 20 DAYS, And We'll Be Ready for Work by Apri

-W. N. Cromwell's Prediction. William Nelson Cromwell, counsel to the New Panama Canal Company, who has just returned from Washington, said yesterday that he expected the treaty to come to a vote and to be ratified within twenty days, although the legal formalities incident to the closing of the transfer in Paris and on the Isthmus may consume thirty days ad-

Mr. Cromwell said that the payment, which will be made to the canal company by remittance to Paris, will be so arranged, through Secretary Shaw's cooperation, as to cause no financial dis-

turbance. The suit brought by the Governmen of Colombia against the company in Paris to prevent transfer has been expedited so that the first hearing will come on Feb 17. Mr. Cromwell believes the court will dismiss Colombia's pretensions as unfounded in law.

COLOMBIA SHOWS ILL FEELING. Relieves U. S. Legation of Charge of Its

Special Cable Despatch to THE SUR CARACAS, Jan. 31 (Delayed).-The United States Legation here has been requested to turn over to Senor Gil Delgado, the Spanish Charge d'Affaires, the archives of the Colombian Government that were left in charge of the United States legation after the rupture between Venezuela and Colombia and the departure of Senor Rico, the Colombian

Minister, from Caracas. This action is taken as proof that Co-

the United States. PLYMOUTH IN TROUBLE? Report About the Fall River Boat From

Up the Sound. A report reached this city from Bridgeport early this morning that the Sound steamer Plymouth of the Fall River Line was in trouble on the Sound west of Bridge-

She left this city at 5 o'clock last evening. Nothing had been heard from her at the local office of the line when the report was received was at Newport or Fall River, her next stopping places. No details were obtainable at Bridgeport.

THIEF TRAVELS ON PAROLE. Baltimore Police Start Him Back to De-

BALTIMORE, Feb. 5 .-- Edward J. Howay the young bookkeeper who surrendered yesterday that he had three other theatres in View. dollars from the Ray Chemical Company of Detroit, will return to that city to-day unattended by any officer of the law. Marshal Fairnan will buy a railroad ticket for him and see that he is started on his journey The marshal to-night received the follow-

troit Alone.

ing telegram from John J. Downey, superintendent of police of Detroit:
Edward J. Howay, who is in your custody will be trusted to return to Detroit on his honor. Tell him to report to Mr. C. W. Ray on his arrival in Detroit. Should he not Bloodhounds this morning traced the have sufficient means to pay his fare, pay

TWELVE KILLED BY VOLCANO. Eruption on the Island of Java Also In-

jures Twenty. Special Cable Despatch to THE SUN AMSTERDAM, Feb. 5.-News has been received here of an eruption of the Merapi volcano on the Island of Java. Twelve persons were killed and twenty injured.

S. 1. FERRYBOAT DISABLED. The Garrett Loses Part of Her Paddle

Wheel and Has to Be Towed In.

The Staten Island ferryboat Robert Gar

rett stripped several of the blades from her port paddle wheel last night while passing Governors Island on her 7:20 o'clock trip to Manhattan. It is supposed that the whee struck a heavy ice cake. The accident left the ferryboat practically helpless, and a tug guided her to her Whitehall street slip. She was delayed less than half ah hour. The Middletown was put on in the Garrett's place, but between 8:30 and 9:30 no boat left the Manhattan slip. The Garrett left for the repair dock in tow of a Baltimore and Ohio tug, with another tug trailing astern as a rudder.

Van Wyck's Sister-in-Law Badly Burt. ATLANTA, Ga., Feb. 5 .- Mrs. Margaret E. Van Wyck of 100 West Baker Street, a sisterin-law of ex-Mayor Van Wyck of New York. m-law of ex-Mayor van wyck of New Fork, was badly injured by a trolley car this afternoon as she attempted to cross the track. J. H. McCullough, motorman, and J. J. Strange, conductor of the car, were arrested. Mrs. Van Wyck is the widow of Samuel Van Wyck.

PAMOUS TRAINS TO FLORIDA.
"N. Y. & Pla. Special." 2:10 P. M. "Fla. & West
Indian Ltd.." 9:25 A. M. Unexcelled service with
Pean. & Atlantic Coast Line, 2:61 Bway.—Adv.

MISS ANDERSON SUES ABEEL

SERVED WITH PAPERS WHEN HE ARRIVES FROM CANADA.

Suit Said to Be for \$100,000 for Breach of Promise of Marriage-He's Locked Up at Police Headquarters-Three Lawyers and a Process Server Meet Him.

Miss Eleanor Anderson has brought suit for breach of promise of marriage against James N. Abeel and papers in the action were served on him yesterday. It is understood that she asks for \$100,000

Abeel, it is alleged, represented himself to her as J. Ogden Goelet, Jr., and promised to marry her. He is already under indictment for forgery in the third degree for signing the name of J. B. Van Every, vice-president of the Western Union Telegraph Company, to a letter of introduction to her. Abeel reached town last night on the

Southwestern Limited, handcuffed to Detective Collins, who went to Welland, Ont., some ten days ago to get him. He was locked up at Police Headquarters and will be arraigned this morning before Recorder Goff in the General Sessions. "Just three months to-day since I left

here," said Abeel upon alighting from the train. He did not appear at all concerned over his plight and found plenty to amuse In the crowd which awaited Abeel's arrival were three of his lawyers and a

process server. The last named stayed process server. The last named stayed under cover until he got a chance to hand a summons to Abeel. This was done when Abeel, Collins and Detective-Sergeant Vallely, who had gone to the station to meet them, were wedging their way to a southbound Madison avenue street car. Through this crowd butted a red headed man with a gray soft hat pulled over his eye. He shot his hand toward Abeel and shoved into his collar a slip of paper. Those who saw the act thought that some one was assaulting Abeel and Vallely drove an assaulting Abeel and Vallely drove an elbow in his side so hard that the process

error went spinning against a wall.

"That's a deputy marshal," said a cabman. Collins picked up the paper and shoved it into Abeel's overcoat pocket.

The officers then put their man on a street car and they had not got him into one of several vacant seats in the front of the car before an exceedingly pretty girl recognized him and told her mother who he was. The rest of the passengers soon knew the man's identity, but he didn't seem embarrassed.
At Headquarters Abeel said that he was

24 and married.

"Where do you live?" asked the desk sergeant, who was taking the pedigree.

"All over," said Abeel, smiling. "I guess my present home is here."

"But haven't you any address?"

"Well, I lived here. Say, put it down waco. Tex." 24 and married.

Waco, Tex."

While this was going on the three lawyers retained to defend him arrived at Headquarters. One of them was his cousin, who said that he was John M. Parker of who said that he was John M. Parker of Owego. Martin S. Lynch, also of Owego, was another, and the third was Jesse Stearns of this city. They bore a letter from As-sistant District Attorney Perkins, telling who they were and saying that they were to be allowed to see Abeel.

FED ON ROSES AND CURRENCY. Adventures of a Frisky Lion Cub Loose

in a Florist's Shop. A lion cub which has been on exhibition erman Dan Cole's flower stor in Newark avenue, Jersey City, escaped from the store window yesterday and rubbed against Cole's left leg. The florist lombia intends to break off relations with paid no attention to it, thinking it was the cat, until the cub began to claw his trousers. Then he gave a vicious kick and sprinted for the stairway with the cub close astern. He slammed the door shut, and the baby lion began to get

> "He ran around the place several times," said Mr. Cole, "and broke a jardinière on each lap. Then he quieted down somewhat and tackled a big bunch of American Beauty roses. He ate a dozen or more as if he liked them and then tackled a pocketbook, which he found on the counter. He pawed it open and chewed up eight ten-

> dollar bills. "Then he walked into an ice box where I keep cut flowers. That was my chance. I ran from my hiding place and shut the door. I kept the cub in cold storage several minutes. Then his keeper took charge of him and thawed him out. I fear I'll never get those bills back, as they are not indigestible securities."

LONE STATION AGENT SHOT. Thief Kills a Man at a Telegraph Key in Danville, Ky.

LEXINGTON, Ky., Feb. 5.-Detectives from this city, Burgin and Harrodsburg have been working all day on the assassination of W. B. Ruckner, station agent at Danville, where he was shot last night as he sat at the telegraph key in the station of the Southern Railroad. Several times mobs have formed to lynch captives taken as suspects.

murderer 400 yards from the station, where the money tray of the office cash drawer was left. The trail went up the track for some distance and was lost. Two men were seen leaving a train just before it reached Harrodsburg and striking across the country toward High Bridge, and the bloodhounds were put on these tracks, but

When people went to the station to meet the 11:30 o'clock train jast night they found Ruckner lying over his telegraph key with a bullet hole through his brain and the money drawer of the office gone.

ELKINS FOR VICE-PRESIDENT. Senator Scott Starts a Boom for His West Virginia Colleague.

CHICAGO, Feb. 5 .- The boom of Senator Stephen B. Elkins of West Virginia for the Vice-Presidential nomination was launched at the Auditorium to-day by his friend and colleague, Senator N. B. Scott. "We must have a Vice-President who

of an emergency," said Mr. Scott. "That is something that has to be reckoned with, and there is no doubt of Mr. Elkins's ability. "He would receive the undivided support of the Southern States, and he is strong with the property interests of the country.

That would be a good balance.

would be able to fill the Presidency in case

"Of course, it is a foregone conclusion that Mr. Roosevelt will receive the Republican nomination."
Senator Scott is here with several other Republican leaders arranging the prelimi-nary details for the national convention, which meets at the Coliseum on June 21.

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